

90th Legislative Session – 2015

Committee: House State Affairs

Wednesday, January 28, 2015

P - Present
E - Excused
A - Absent

Roll Call

P Bartling
P Bolin
P Haggar (Don)
P Hawley
P Langer
P Mickelson
P Munsterman
P Solum
P Stevens
P Verchio
P Wink
P Westra, Vice-Chair
P Gosch, Chair

OTHERS PRESENT: See Original Minutes

The meeting was called to order by Brian G. Gosch, Chair.

MOTION: TO APPROVE THE MINUTES OF MONDAY, JANUARY 26, 2015

Moved by: Mickelson
Second by: Westra
Action: Prevailed by voice vote.

MOTION: INTRODUCE AT THE REQUEST OF THE GOVERNOR AN ACT TO REPEAL AND REVISE CERTAIN UNNECESSARY AND OUTDATED PROVISIONS RELATED TO STATE AFFAIRS AND GOVERNMENT.

Moved by: Langer
Second by: Haggar (Don)

Action: Prevailed by voice vote.

SB 32: revise certain provisions regarding veteran's preference for all veterans who are United States citizens who seek employment with the state, a county, or a municipality.

Presented by: Debra Owen, Bureau of Human Resources

Proponents: Marcia Hultman, Secretary of Department of Regulations

Larry Zimmerman, Department of Veterans Affairs

Yvonne Taylor, SD Municipal League

Bob Wilcox, South Dakota Association of County Commissioners

MOTION: DO PASS SB 32

Moved by: Solum

Second by: Hawley

Action: Prevailed by roll call vote. (11-1-1-0)

Voting Yes: Bartling, Haggar (Don), Hawley, Langer, Mickelson, Munsterman, Solum, Verchio, Wink, Westra, Gosch

Voting No: Bolin

Excused: Stevens

SB 35: repeal certain outdated and unnecessary statutes and rules related to the Department of Veterans Affairs.

Presented by: Larry Zimmerman, Department of Veterans Affairs

MOTION: DO PASS SB 35

Moved by: Solum

Second by: Langer

Action: Prevailed by roll call vote. (12-0-1-0)

Voting Yes: Bartling, Bolin, Haggar (Don), Hawley, Langer, Mickelson, Munsterman, Solum, Verchio, Wink, Westra, Gosch

Excused: Stevens

MOTION: PLACE SB 35 ON CONSENT CALENDAR

Moved by: Langer
Second by: Westra
Action: Prevailed by voice vote.

HB 1078: adopt the South Dakota Nonprofit Corporation Act.

Presented by: Tom Barnett, State Bar Association (Handout: 1)

MOTION: AMEND HB 1078

1078ra

On page 21 of the printed bill, delete line 18.

On page 21, line 19, delete "(5)" and insert "(4)".

On page 21, line 20, delete "(6)" and insert "(5)".

On page 21, line 21, delete "(7)" and insert "(6)".

On page 22, line 1, delete "(8)" and insert "(7)".

On page 23, line 23, delete "under this Act,".

On page 24, line 15, delete "by this Act".

On page 32, line 12, delete "A member" and insert "The directors, officers, employees, and members".

On page 37, line 5, delete "A" and insert "Except as provided in the articles of incorporation or bylaws, a".

On page 103, line 12, delete "An" and insert "If the members are entitled to vote on an".

On page 105, between lines 9 and 10, insert:
"

(c) Whether there are no members entitled to vote on an amendment to the articles of incorporation, the board of directors may adopt amendments to the corporation's articles of incorporation.".

On page 163, after line 3, insert:

" Section 214. This Act is effective on July 1, 2016."

Moved by: Westra
Second by: Solum
Action: Prevailed by voice vote.

THE CHAIR DEFERRED HB 1078 UNTIL A DATE NO SOONER THAN TWO WEEKS FROM TODAY.

HB 1086: establish the Economic Contingencies Work Group to ascertain the effects of a significant and extended national economic crisis on South Dakota.

Presented by: Representative Steve Hickey
Proponents: Mark Chase, SD Family Policy Council
Opponents: Jim Terwilliger, Bureau of Finance & Management

MOTION: DEFER HB 1086 TO THE 41ST LEGISLATIVE DAY

Moved by: Solum
Second by: Langer
Action: Prevailed by roll call vote. (12-1-0-0)

Voting Yes: Bartling, Bolin, Haggard (Don), Hawley, Langer, Mickelson, Solum, Stevens, Verchio, Wink, Westra, Gosch

Voting No: Munsterman

MOTION: ADJOURN

Moved by: Solum
Second by: Westra
Action: Prevailed by voice vote.

Glenda Woodburn
Committee Secretary

Brian G. Gosch, Chair